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Of Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
MEDFORD DIVISION

Julie M. Joki,

Case No. 08-849-CL

Plaintiff,

v.

**Rogue Community College;
Dr. Peter Angstadt, President
Of Rogue Community College;
Denise Swafford; Cindy
Hauser; Verne Underwood;
Michael Laam; and Galyne
Carlile;**

Defendants.

Motion for Summary Judgment
by Defendant Peter Angstadt
PURSUANT TO FRCP 56

Oral Argument Requested

CERTIFICATE OF COMPLIANCE

PURSUANT TO LOCAL RULE 7.1, the undersigned hereby certifies that Defendant Angstadt has, by and through his attorneys, conferred with plaintiff's counsel on this matter. As no agreement has been met, Defendant Angstadt makes the following motion at this time.

MOTION

COMES NOW Defendant Angstadt, by and through his attorneys, the Law Office of Robert E. Franz, Jr., and hereby moves this Court for summary judgment in his favor and against the plaintiff upon the ground and for the reason that there is no genuine issue of material fact, and that his is entitled to judgment as a matter of law on the claims set forth in Plaintiff's Complaint on file herein.

THIS MOTION is made in good faith, not for the purpose of delay, and in the opinion of counsel is well founded in law. This motion is based upon FRCP 56; the attached Concise Statement of Material Facts; Legal Memorandum of Law; Affidavit of Peter Angstadt; Affidavit of Elizabeth S. Moseley; and the following exhibits:

Exhibit No.	Description
Exhibit 501	Plaintiff's Application for Employment (dated July 23, 1994)
Exhibit 502	Excerpts of Deposition Transcript of Julie Joki
Exhibit 503	Plaintiff's RCC Contract & Conditions of Employment for Part-time Instructors (dated September 16, 1994)
Exhibit 504	Plaintiff's Application for Employment (dated May 3, 1997)

Exhibit No.	Description
Exhibit 505	Letter to the Plaintiff from Human Resources Dean (dated July 23, 1997)
Exhibit 506	Plaintiff's Resignation Letter (dated October 5, 2006)
Exhibit 507	Excerpts of Deposition Transcript of Peter Angstadt
Exhibit 508	Resolution No. P85-03/04
Exhibit 509	Letter to Plaintiff from Peter Angstadt (dated January 20, 2006)
Exhibit 510	Leave Request Form (dated September 9, 2005)
Exhibit 511	Incident Report (dated August 23, 2005)
Exhibit 512	Letter to Plaintiff from Defendant Carlile (dated September 13, 2005)
Exhibit 513	Letter of Reprimand to Plaintiff from Defendant Carlile (dated September 21, 2005)
Exhibit 514	General Information and Administrative Procedures: Keys/Key Cards
Exhibit 515	Excerpts of Collective Bargaining Agreement
Exhibit 516	Association's Sequence of Events
Exhibit 517	Level II Grievance
Exhibit 518	Conversation Document prepared during Grievance Level II investigations by Jerry Bryan and Lynda Warren (dated October 15, 2005)
Exhibit 519	Fact Finding (dated October 9, 2005)
Exhibit 520	Timeline prepared by Plaintiff
Exhibit 521	Emails regarding Plaintiff's 2005 Absence
Exhibit 522	Excerpts of Deposition Transcript of Michael Laam

Exhibit No.	Description
Exhibit 523	Excerpts of Deposition Transcript of Cindy Hauser
Exhibit 524	Excerpts of Deposition Transcript of Galyn Carlile
Exhibit 525	Excerpts of Deposition Transcript of Paul Fisher
Exhibit 526	Email Correspondence between Paul Fisher and Defendant Angstadt
Exhibit 527	Excerpts of Deposition Transcript of Denise Swafford
Exhibit 528	BOLI & EEOC Complaint

DATED: Tuesday, August 30, 2011

Respectfully submitted,

By:



LAW OFFICE OF ROBERT E. FRANZ, JR.

Robert E. Franz, Jr.

OSB #73091

(541) 741-8220

Of Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing MOTION FOR SUMMARY JUDGMENT BY DEFENDANT PETER ANGSTADT on Plaintiff on Tuesday, August 30, 2011, by notice of electronic filing using the CM/ECF System:

Ms. Marianne Dugan
Attorney at Law
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Of Attorneys for Plaintiff

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Of Attorneys for Plaintiff

Dated: Tuesday, August 30, 2011.


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I hereby certify that this document is a true and correct copy of the original.

Robert E. Franz, Jr.